

UNITED STATES DISTRICT COURT, DISTRICT OF NEW MEXICO

SENTENCING MINUTE SHEET

CR No.	13-4044-MV			USA vs.	Cai		
Date:	April 23, 2015			Name of Deft:	Wentong Cai		
Before the Honorable				Martha Vázquez			
Time In/Out:	1:55 p.m. / 3:10 p.m.			Total Time in Court (for JS10):	1 hour, 15 minutes		
Clerk:	Linda Romero			Court Reporter:	Susan Sperry		
AUSA:	Dean Tuckman			Defendant's Counsel:	Thomas Nolan, Angelica Hall		
Sentencing in:	Albuquerque, New Mexico			Interpreter:	Howard Huang		
Probation Officer:	Loyola Garcia			Sworn?	<input type="checkbox"/>	Yes	<input type="checkbox"/> No
Convicted on:	<input checked="" type="checkbox"/>	Plea	<input type="checkbox"/>	Verdict	As to:	<input type="checkbox"/> Information	<input checked="" type="checkbox"/> Indictment
If Plea:	<input checked="" type="checkbox"/>	Accepted	<input type="checkbox"/>	Not Accepted	Adjudged/Found Guilty on Counts:	Count 3 of Superseding Indictment	
If Plea Agreement:	<input checked="" type="checkbox"/>	Accepted	<input type="checkbox"/>	Not Accepted	<input type="checkbox"/> No Plea Agreement	Comments:	
Date of Plea/Verdict:	12/16/14			PSR:	<input checked="" type="checkbox"/>	Not Disputed	<input type="checkbox"/> Disputed
PSR:	<input checked="" type="checkbox"/>	Court Adopts PSR Findings			Evidentiary Hearing:	<input checked="" type="checkbox"/>	Not Needed <input type="checkbox"/> Needed
Exceptions to PSR:							
SENTENCE IMPOSED				Imprisonment (BOP): 18 months			
Supervised Release:	3 years, unsupervised			Probation:	<input type="checkbox"/> 500-Hour Drug Program		
<input checked="" type="checkbox"/>	Court recommends ICE begin removal proceedings immediately or during service of sentence					<input type="checkbox"/> ICE not applicable	
SPECIAL CONDITIONS OF SUPERVISION							
<input checked="" type="checkbox"/>	No re-entry without legal authorization			<input type="checkbox"/>	Home confinement for _____ months _____ days		
<input type="checkbox"/>	Comply with ICE laws and regulations			<input type="checkbox"/>	Community service for _____ months _____ days		
<input type="checkbox"/>	Substance abuse treatment program			<input type="checkbox"/>	Reside residential reentry center _____ months _____ days		
<input type="checkbox"/>	Mental health treatment program			<input type="checkbox"/>	Register as sex offender		
<input type="checkbox"/>	No alcohol/intoxicants			<input type="checkbox"/>	Participate in sex offender treatment program		
<input type="checkbox"/>	Submit to search of person/property			<input type="checkbox"/>	Possess no sexual material		
<input type="checkbox"/>	No contact with victim(s) and/or co-Deft(s)			<input type="checkbox"/>	No computer with access to online services		
<input type="checkbox"/>	No entering, or loitering near, victim's residence			<input type="checkbox"/>	No contact with children under 18 years		
<input type="checkbox"/>	Provide financial information			<input type="checkbox"/>	No volunteering where children supervised		
<input type="checkbox"/>	Grant limited waiver of confidentiality			<input type="checkbox"/>	Restricted from occupation with access to children		
<input type="checkbox"/>				<input type="checkbox"/>	No loitering within 100 feet of school yards		
OTHER:							
Fine:	\$	0			Restitution:	\$	0
SPA:	\$	100 (\$100 as to each Count)			Payment Schedule:	<input checked="" type="checkbox"/>	Due Imm. <input type="checkbox"/> Waived
OTHER:	Consistent with a stipulation in the Plea Agreement, Defendant forfeits rights, title, and interest to the assets and properties listed in paragraph 13 of the plea agreement.						
<input type="checkbox"/>	Advised of Right to Appeal		<input checked="" type="checkbox"/>	Waived Appeal Rights per Plea Agreement			
<input checked="" type="checkbox"/>	Held in Custody		<input type="checkbox"/>	Voluntary Surrender			
Recommended place(s) of incarceration:							
Dismissed Counts:							

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OTHER COMMENTS	Court addresses defendant. Defense counsel Nolan addresses Court. Defense counsel Hall addresses Court. Defendant addresses Court. Court questions defendant regarding status of his dissertation and Ph.D. Defense counsel Nolan responds. Defendant responds to Court. Government counsel addresses Court. Court addresses parties regarding the judicial order of removal. Government counsel explains that would expedite the deportation process for the defendant. Defense counsel addresses Court. Court addresses defendant and imposes sentence.
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